From: Dennis Yuen [Dennis.Yuen@phila.gov]

**Sent**: 3/16/2020 11:27:00 PM

To: Mastro, Donna [Mastro.Donna@epa.gov]; Patrick ONeill [Patrick.ONeill@Phila.gov]

**Subject**: RE: Request for comment on PES benzene emissions

Attachments: ATT00001.txt; ATT00002.txt

# Ex. 5 Attorney Work Product (AWP)

e-accacne	a.							
and in Aphysi. The his sign has been seried, annual, artist	THE THE BOTH THE COLUMN THE STREET HE STREET							
'R Part 63 - Na	itional Emission Standards	ler Hazardous Air Pollu	dants From Petroleur	n Refineries - §63.655	(h)(8) Fenzeline Monito		reudsheet Template	
ut the beginn ling period. :: See tab labe	ting and ending dates for e eled "Background" for info	ach sampling period, D mation on interpretab	ne loweekly concentr	ation difference (&c)	***************************************	xeccediixeccecciceccecceccc	***************************************	for each
it sha bagian ing period : See tab lab : Seesk (*) ne	ing and ending dates for e	ach sampling period, D mation on interpretati hat the corresponding I T	he blookekly concentr ion of the data preser field is required.	ation difference (&c)	for each sampling period	xeccediixeccecciceccecceccc	***************************************	for each
It the begind ing pened. : See tab lab :tensk [*] ne ity Becord No. *	ting and ending dates for e eled "Background" for info	ach sampling period, D mation on interpretab	ne loweekly concentr	ation difference (&c) rited below.  Sampling Period &c.*	for each sampling period  Annual Average &: *	xeccediixeccecciceccecceccc	***************************************	for each
It the begind ing period.  See tab laboraterisk (*) ne ing Record No. * lect from	ing and ending dates for e eled "Background" for info ext to each fleid indicates to	ach sampling period, D  mation on interpretable  hat the corresponding 1  Sampling Period	ne broweekly concentr  ion of the data prese  field is required.  Sampling Period	asion difference (&c) nted below.    Sampling Period	for each sampling period	xeccediixeccecciceccecceccc	ial average &c for benzene	for each
it the begind ling period. (See tab labe sterisk (*) ne By Becord No. * Lect from	ing and ending dates for e eled "Background" for info ext to each fleid indicates to	ach sampling period, D  mation on interpretable  hat the corresponding 1  Sampling Period  Start Date *	ne biomekly concentr  ion of the data prese  field is required.  Sampling Period  End Date *	ation difference (&c) rited below.  Sampling Period &c.*	for each sampling period  Annual Average &: *  (pg/m*)	xeccediixeccecciceccecceccc	ial average &c for benzene	for each
It the begind ing period.  See tab laboraterisk (*) ne ing Record No. * lect from	ing and ending dates for e eled "Background" for info ext to each fleid indicates to	ach sampling period, D  mation on interpretable  hat the corresponding 1  Sampling Period  Start Date *	ne biomekly concentr  ion of the data prese  field is required.  Sampling Period  End Date *	ation difference (&c) rited below.  Sampling Period &c.*	for each sampling period  Annual Average &: *  (pg/m*)	xeccediixeccecciceccecceccc	ial average &c for benzene	for each
It the begind ing period. : See tab labe sterisk (*) ne ity Record No. * lect from	ing and ending dates for e eled "Background" for info ext to each fleid indicates to	ach sampling period, D  mation on interpretable  hat the corresponding 1  Sampling Period  Start Date *	ne biomekly concentr  ion of the data prese  field is required.  Sampling Period  End Date *	ation difference (&c) rited below.  Sampling Period &c.*	for each sampling period  Annual Average &: *  (pg/m*)	xeccediixeccecciceccecceccc	ial average &c for benzene	for each
it the beginning period. See tab labosterisk [*] see By Becord No. * ect from down list1	sing and ending dates for e eled "Background" for info at to each field indicates to Sampling Period ID *	ach sampling period, () rmation on interpretable hat the corresponding ! Sampling Period Start Date * (\$61.655(h)(8)(iv))	ne towerkly concentrion of the data presented is required.    Sampling Period	ation difference (6c) rted below.  Sampling Period	Annual Average Ac *  [pg/m³) (663.655[b][8]((v))	i, and the annu	ial average &c for benzene	for each
it the beginning period. See tab labosterisk [*] see By Becord No. * ect from down list1	sing and ending dates for e eled "Background" for info at to each field indicates to Sampling Period ID *	ach sampling period, () rmation on interpretable hat the corresponding ! Sampling Period Start Date * (\$61.655(h)(8)(iv))	ne towerkly concentrion of the data presented is required.    Sampling Period	ation difference (6c) rted below.  Sampling Period	Annual Average Ac *  [pg/m³) (663.655[b][8]((v))	i, and the annu	ial average &c for benzene	for each
it the beginning period.  See tab laboraterisk [*] see tab laboraterisk	ing and ending dates for e eled "Background" for info ext to each fleid indicates to	ach sampling period, () rmation on interpretable hat the corresponding ! Sampling Period Start Date * (\$61.655(h)(8)(iv))	ne towerkly concentrion of the data presented is required.    Sampling Period	ation difference (6c) rted below.  Sampling Period	Annual Average Ac *  [pg/m³) (663.655[b][8]((v))	i, and the annu	ial average &c for benzene	for each
it the beginn ing period. : See tab lab- sterisk (*) ne ity Record No. * lect from down listi	sing and ending dates for e eled "Background" for info at to each field indicates to Sampling Period ID *	ach sampling period, () rmation on interpretable hat the corresponding ! Sampling Period Start Date * (\$61.655(h)(8)(iv))	ne towerkly concentrion of the data presented is required.    Sampling Period	ation difference (6c) rted below.  Sampling Period	Annual Average Ac *  [pg/m³) (663.655[b][8]((v))	i, and the annu	ial average &c for benzene	of for each
it the beginn ing period. : See tab lab sterisk (*) ne ity Record No. * lect from down listi	sing and ending dates for e eled "Background" for info at to each field indicates to Sampling Period ID *	ach sampling period, () rmation on interpretable hat the corresponding ! Sampling Period Start Date * (\$61.655(h)(8)(iv))	ne towerkly concentrion of the data presented is required.    Sampling Period	ation difference (6c) rted below.  Sampling Period	Annual Average Ac *  [pg/m³) (663.655[b][8]((v))	i, and the annu	ial average &c for benzene	for each

Dennis Yuen, Senior Attorney City of Philadelphia Law Dept. 1515 Arch Street, 16th Floor Philadelphia, PA 19102 Phone: 215-683-5173

From: Mastro, Donna < Mastro. Donna@epa.gov>

Sent: Monday, March 16, 2020 7:13 PM

To: Patrick ONeill <Patrick.ONeill@Phila.gov>
Cc: Dennis Yuen <Dennis.Yuen@phila.gov>

Subject: RE: Request for comment on PES benzene emissions

External Email Notice. This email comes from outside of City government. Do not click on links or open attachments unless you recognize the sender.

## Ex. 5 Attorney Work Product (AWP)

Donna L. Mastro | Deputy Regional Counsel for Enforcement | US EPA Region III ORC | (215) 814-2777 | fax (215) 814-3062

From: Patrick ONeill < Patrick.ONeill@Phila.gov>

Sent: Monday, March 16, 2020 7:08 PM

To: Mastro, Donna < Mastro.Donna@epa.gov >
Cc: Dennis Yuen < Dennis.Yuen@phila.gov >

Subject: RE: Request for comment on PES benzene emissions

# Ex. 5 Attorney Work Product (AWP)

Divisional Deputy City Solicitor, Environmental Law City of Philadelphia Law Dept.
One Parkway Bldg. 16th Floor
1515 Arch Street
Philadelphia, PA 19102
215-683-5172 (phone)
215-683-5175 (fax)
patrick.oneill@phila.gov

From: Mastro, Donna < Mastro. Donna@epa.gov>

**Sent:** Monday, March 16, 2020 7:05 PM **To:** Patrick ONeill < Patrick.ONeill@Phila.gov > Cc: Dennis Yuen < Dennis.Yuen@phila.gov >

**Subject:** RE: Request for comment on PES benzene emissions

External Email Notice. This email comes from outside of City government. Do not click on links or open attachments unless you recognize the sender.

## Ex. 5 Attorney Work Product (AWP)

Donna L. Mastro | Deputy Regional Counsel for Enforcement | US EPA Region III ORC | (215) 814-2777 | fax (215) 814-3062

From: Patrick ONeill < Patrick.ONeill@Phila.gov>

Sent: Monday, March 16, 2020 6:09 PM

To: Mastro, Donna < Mastro. Donna@epa.gov >; Cinti, Thomas < Cinti. Thomas@epa.gov >; Fernandez, Cristina

<<u>Fernandez.Cristina@epa.gov</u>>; Foley, Patrick <<u>Foley.Patrick@epa.gov</u>>

Cc: Dennis Yuen <Dennis.Yuen@phila.gov>; Shine, Brenda <Shine.Brenda@epa.gov>; Hall, Kristen

<hall.kristen@epa.gov>

Subject: FW: Request for comment on PES benzene emissions

Importance: High

# Ex. 5 Attorney Work Product (AWP)

Patrick K. O'Neill Esq.
Divisional Deputy City Solicitor, Environmental Law
City of Philadelphia Law Dept.
One Parkway Bldg. 16th Floor
1515 Arch Street
Philadelphia, PA 19102
215-683-5172 (phone)
215-683-5175 (fax)
patrick.oneill@phila.gov

From: Corbin Hiar < <a href="mailto:chiar@eenews.net">chiar@eenews.net</a>>
Sent: Monday, March 16, 2020 5:23 PM

To: James Garrow < James. Garrow@phila.gov>

Subject: Request for comment on PES benzene emissions

External Email Notice. This email comes from outside of City government. Do not click on links or open attachments unless you recognize the sender.

Hi James,

We're planning to run a story tomorrow afternoon about the ongoing benzene problems at the former PES refinery site. Data from the fourth quarter of 2019 shows that emissions from the site exceeded EPA's action level of 9 micrograms per cubic meter for all but one of the six sampling periods. Three monitor readings even topped 30 micrograms.

Why haven't regulators and the current and future owners of the site been able to reduce its benzene emissions? What steps is the Philadelphia government taking to protect fenceline communities from the carcinogenic gas? How will the city ensure that redeveloping the site doesn't stir up even more toxic fumes?

Please get back to me with any responses or additional information by 11 a.m. on Tuesday.

Thanks, Corbin

#### Corbin Hiar

**E&E News Reporter** 

718 608 5314

@corbinhiar

Contact me securely via Signal, WhatsApp or <a href="mailto:com">corbin.hiar@protonmail.com</a>

### **E&E NEWS**

122 C St NW, 7th FI; Washington, DC, 20001

The leader in energy and environment news

Greenwire, E&E Daily, E&E News PM, Climatewire, Energywire